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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/046,745	01/17/2002	Elad Barkan		2529

7590 03/01/2006  
ELAD BARKAN  
12 HABANIM STREET  
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EXAMINER

PERUNGA VOOR, VENKATANARAY

ART UNIT PAPER NUMBER

2132

DATE MAILED: 03/01/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No. 10/046,745	Applicant(s) BARKAN ET AL	
	Examiner Venkatanarayanan Perungavoor	Art Unit 2132	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 13 February 2006.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-13 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-13 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

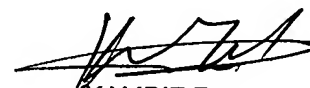
#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

  
**KAMBIZ ZAND**  
**PRIMARY EXAMINER**

#### Attachment(s)

- |                                                                                                                                                                                                                                                                                     |                                                                                                                                                                                                                      |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)<br>2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)<br>3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____. | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____.<br>5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)<br>6) <input type="checkbox"/> Other: _____. |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

## **DETAILED ACTION**

### ***Response to Arguments***

1. The Applicant's arguments regarding Claim 1,9 are not persuasive. As Deo discloses the user conducting the transaction himself see Col 5 Ln 21-44, creating a new card see Col 5 Ln 37-41, without the need to approach CA for signature see Col 5 Ln 62-65. And further, in response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., user himself generating documents) are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).
2. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

### ***Response to Amendment***

3. Claims 1-13 are rejected under 35 U.S.C. 102(a) as being anticipated by U.S. Patent 5,721,781 to Deo.
4. Regarding Claim 1, Deo discloses the programming the device with document issuing method that originates with an authority see Col 4 Ln 63- Col 5 Ln 4;

programming devices with data identifying the owner of the device that includes encrypting of the data see Col 7 Ln 51-63; reading certificate into the device see Fig.4 item 42; physical identification data of owner based on identifying data see Col 5 Ln 57-Col 6 Ln 14; issuing of document signed by authority where the issuing method is programmed see Col 8 Ln 21-32.

5. Regarding Claim 2, Deo discloses the device having an unique identifier see Col 5 Ln 57-602 & Col 9 Ln 49-53.
6. Regarding Claim 3 and 4, Deo discloses the reading of certificates(multiple application certificate) that use the data disclosed in that certificate to identify the user see Col 10 Ln 2-30 & Col 8 Ln 49-Col 9 Ln 19.
7. Regarding Claim 5, Deo discloses the step of verifying the terminal using certificates see Col 10 Ln 56-67 & Col 8 Ln 11-15 .
8. Regarding Claim 6, Deo discloses the I/O for issuing documents see Fig. 2 item 28 labeled "i/o".
9. Regarding Claim 7, Deo discloses the digital storage means for storing documents see Fig. 2 item 22 & 24.

10. Regarding Claim 8, Deo discloses the document being an certificate see Fig. 4 item 42, 40.

11. Regarding Claim 9, Deo discloses a computer means for processing and memory for implementing program written into it that includes the document issuing method that originates from authority and contains data identifying the owner see Fig. 2 item 20, 22, 24 & Col 8 Ln 24-48; protecting the card from tampering with see Col 7 Ln 46-64; input and output means for sending and receiving information see Fig. 2 item 28 "i/o".

12. Regarding Claim 10, Deo discloses the storing of multiple application certificates see Col 8 Ln 58-67.

13. Regarding Claim 11, Deo discloses the I/O channel for receiving documents and commands and for outputting documents see Fig. 2 item 28 "i/o".

14. Regarding Claim 12 and 13, Deo discloses the wristwatch and smart device see Col 4 Ln 21- 35.

### ***Conclusion***

15. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a). A shortened statutory period for reply to

this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

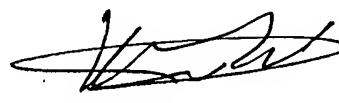
16. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Venkatanarayanan Perungavoor whose telephone number is 571-272-7213. The examiner can normally be reached on 8-4:30. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on 571-272-3799. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2132

17. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Venkatanarayanan Perungavoor  
Examiner  
Art Unit 2132

VP  
2/24/2006



KAMBIZ ZAND  
PRIMARY EXAMINER